IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

O R D E R

Rajasthan State Drivers and Technical Employees Association & Ors.

Vs.

State of Rajasthan & Ors.

S.B.CIVIL WRIT PETITION NO.2774/2005

DATE OF ORDER :: April 17, 2007

PRESENT

HON'BLE MR.JUSTICE H.R.PANWAR

Mr.Manoj Bandari, for the petitioners.
Mr.B.L.Tiwari, Deputy Government Advocate.

BY THE COURT:

By the instant writ petition under Article 226 of the Constitution of India, the petitioners seek a direction to the respondents not to change the service condition of the petitioners and permitted to work under the Executive Engineer, PHED, Nagaur, the present place of their posting.

A reply to the writ petition has been filed by the respondent State stating therein that during the staffing pattern in order to ensure the water supply, the adjustment of posting of

the existing staff was to be made. In para 5 of the reply, it has specifically mentioned that none of the petitioners is going to be displaced beyond the circle jurisdiction and no service conditions are proposed to be changed. Of course internal change may take place to accommodate existing employees from one scheme to another with same circle jurisdiction and this cannot amount to change the service conditions.

During the course of hearing, learned Deputy Government Advocate appearing for the respondent State submits that the petitioners are not being disturbed on account of engaging the persons on contract basis.

In view of the reply filed by the respondents, the apprehension of the petitioners that their service conditions are going to be changed is unfounded. Since the petitioners are not being disturbed on account of engaging the persons on contract basis, there remains nothing to adjudicate in the matter.

In this view of the matter, at this stage, nothing survives in the instant writ petition. The writ petition is, therefore, disposed of. Ad interim stay order dt. 10.5.2005 is vacated. The stay petition also stands disposed of. There shall be no order as costs.

[H.R.PANWAR],J.

m.asif/-